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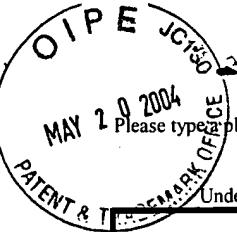
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MAY 19 2004

Please type or plus sign (+) inside this box →

+

05-24-04

1648 Jw  
PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<h2 style="text-align: center;">TRANSMITTAL FORM</h2> <p style="text-align: center;"><i>(to be used for all correspondence after initial filing)</i></p>		<b>Application Number</b>	10/003,035
		<b>Filing Date</b>	November 1, 2001
		<b>First Named Inventor</b>	Danher Wang
		<b>Group/Art Unit</b>	1648
		<b>Examiner Name</b>	B.Q. Li
Total Number of Pages in This Submission		<b>Attorney Docket Number</b>	22488-712

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final  <input checked="" type="checkbox"/> Petition and Fee to Delete and/or Add to Original Erroneously Named or Not Named Inventors in Declaration  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Supplemental Declaration  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Small Entity Statement  <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):  Communication with copies of postcard, Transmittal and Amendment/Petition filed 10/22/03, Statement of Inventor and Assent of Assignee to Correction and/or Addition of Inventor	
			<input type="checkbox"/>

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

Firm or Individual name	Shirley Chen, Reg. No. 44,608, WILSON SONSINI GOODRICH & ROSATI		
Signature			
Date	May 20, 2004	Customer Number:	021971

**CERTIFICATE OF EXPRESS MAILING**

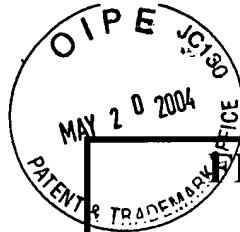
I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: M/S Office of Petitions Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: May 20, 2004.

Express Mail Label EV 334639113 US

Typed or printed name	Donna L. Hengst		
Signature		Date	May 20, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# FEET TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

## Complete if Known

Application Number	10/003,035
Filing Date	November 1, 2001
First Named Inventor	Danher Wang
Examiner Name	B. Q. Li
Art Unit	1648
Attorney Docket No.	22488-712

## METHOD OF PAYMENT (check all that apply)

 Check     Credit card     Money Order     Other     None
 Deposit Account:

Deposit Account Number 23-2415

Deposit Account Name Wilson Sonsini Goodrich &amp; Rosati

## The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below     Credit any overpayments  
 Charge any additional fee(s) or any underpayment fee(s)  
 Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Fee	Entity Fee	Small Fee	Entity Fee	Fee Description	Fee Paid
Code	(\\$)	Code	(\\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)		(\$)			

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-20** =	Extra Claims	Fee from below	Fee Paid
Independent Claims	-3** =			
Multiple Dependent				

Large Entity	Small Entity	Fee Description
Fee Code	Fee Code	
1202	18	2202 9 Claims in excess of 20
1201	86	2201 43 Independent claims in excess of 3
1203	290	2203 145 Multiple dependent claim, if not paid
1204	86	2204 43 **Reissue independent claims over original patent
1205	18	2205 9 **Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$)

\*\*or number previously paid, if greater; For Reissues, see below

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large	Entity	Small	Entity	Fee Description	Fee Paid
Fee Code	(\\$)	Fee Code	(\\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130.00
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)					
* Reduced by Basic Filing Fee Paid		SUBTOTAL (3)			
		\$ 130.00			

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Shirley Chen, Ph.D.	Registration No. (Attorney/Agent)	44,608	Telephone	650-493-9300
Signature		Date	May 20, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



PATENT  
Attorney Docket No.: 22488-712

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Confirmation No. 1240  
Danher Wang ) Group Art Unit: 1648  
Application No.: 10/003,035 ) Examiner: Li, Bao Q.  
Filed: November 1, 2001 )  
For: Genetic Vaccine Against Human )  
Immunodeficiency Virus )

COMMUNICATION

M/S Petitions  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicant filed an "Amendment and Petition and Fee to Delete and/or add to Original Erroneously Named or Not Named Inventor in Declaration – Nonprovisional Application" by first class mail on October 22, 2003. Applicant contacted the Office of Petitions on May 19, 2004 and was informed that the Petition was not received by the Petitions Office. A copy of the post card, Transmittal Form and Amendment/Petition dated October 22, 2003 is enclosed.

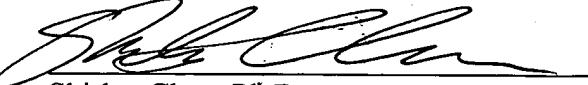
Following the instruction of the Office of Petitions, Applicant hereby refile the Amendment and Petition together with the accompanying documents.

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI

Date: May 20, 2004

By:

  
Shirley Chen, Ph.D.  
Registration No. 44,608

650 Page Mill Road  
Palo Alto, CA 94304  
Direct Dial: (650) 565-3836  
Customer No. 021971



Attorney Docket No. 22488-712

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Danher Wang

Confirmation No. 1240

Application No.: 10/003,035

Art Unit: 1648

Filed: November 1, 2001

Examiner: LI, Bao Q.

For: Genetic Vaccine Against Human  
Immunodeficiency Virus

M/S Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT, PETITION AND FEE TO DELETE AND/OR ADD TO ORIGINAL  
ERRONEOUSLY NAMED OR NOT NAMED INVENTOR(S) IN DECLARATION –  
NONPROVISIONAL APPLICATION – (37 C.F.R. §1.48(a))**

*NOTE: "If the inventive entity is set forth in error in an executed § 1.63 oath or declaration in an application, other than a reissue application, and such error arose without any deceptive intention on the part of the person named as an inventor in error or on the part of the person who through error was not named as an inventor, the application may be amended to name only the actual inventor or inventors." 37 C.F.R. §1.48(a).*

*NOTE: 37 C.F.R. §1.48(f) states: "If the correct inventor or inventors are not named on filing a nonprovisional application under §1.53(g) without an executed oath or declaration under §1.63 during the pendency of the application will act to correct the earlier identification of inventorship."*

*"(2) If the correct inventor or inventors are not named on filing a provisional application without a cover sheet under §1.51(c)(1), the later submission of a cover sheet under §1.51(c)(1) during the pendency of the application will act to correct the earlier identification of inventorship."*

- 
1. This amendment and petition is to correct the incorrect original naming of the inventor(s) in the declaration under 37 C.F.R. §1.48(a) as set forth and filed on April 24, 2002.
  2. Addition and/or Deletion of Inventor(s)

*(check and complete all applicable items)*

- Add the following previously unnamed person(s) as inventor(s) of this application:  
Jianyun Dong

---

---

Delete the following previously incorrectly named inventor(s):

---

3. Attachments: Attached is

(a) A statement from:

*(check items below that apply)*

- each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. §1.48(a)(1).
- each person being deleted as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. §1.48(a)(2).
- (b) a declaration by each of the actual inventor(s) as required by 37 C.F.R. §1.63 (or as permitted by §§1.42, 1.43, OR 1.47). 37 C.F.R. §1.48(a)(2).
- (c) written assent of the assignee (if any of the original inventors executed an assignment). 37 C.F.R. §1.48(a)(4).

*(check the following item, if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed)*

- Attached is an explanation of the facts, including the ownership of all the claim(s) being claimed in this application, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

4. Fee Payment (37 C.F.R. §1.17(i))

The fee required is paid as follows:

- Enclosed is a check for \$130.00.
- Charge Account 23-2415 for any fee deficiency.
- Charge Account 23-2415 the sum of \$130.00 (Attorney Docket No. 22488-712).

Respectfully submitted,

Date: May 20, 2004

By:

  
Shirley Chen, Ph.D.  
Reg. No. 44,608

P

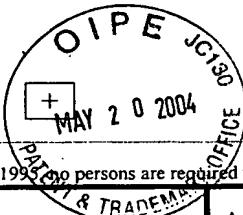
Wilson Sonsini Goodrich & Rosati  
650 Page Mill Road  
Palo Alto, CA 94304  
(650) 565-3856  
**Customer No. 21971**



Title: <u>Genetic Vaccine Against Human Immunodeficiency Virus</u>							
Inventors/Applicant: <u>Danher Wang</u>							
Application Serial No: <u>101003,035</u>				Filing Date: <u>11/11/2001</u>			
Type Of Application: <input type="checkbox"/> Provisional <input type="checkbox"/> Original <input type="checkbox"/> CIP <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> CPA <input type="checkbox"/> PCT							
<input type="checkbox"/> Transmittal of Patent Application <input type="checkbox"/> Specification and Abstract _____ pages <input type="checkbox"/> Claims _____ pages <input type="checkbox"/> Drawings _____ pages				<input type="checkbox"/> Fee Transmittal <input type="checkbox"/> Filing Fee \$ _____ <input type="checkbox"/> Claims in excess \$ _____ <input type="checkbox"/> Independent claims in excess \$ _____ <input type="checkbox"/> Surcharge \$ _____			
<input type="checkbox"/> Missing Parts of Application Transmittal <input type="checkbox"/> Declaration/Oath <input type="checkbox"/> Combined Declaration/Power of Attorney <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Power of Attorney by Assignee <input type="checkbox"/> Assignment/Form PTO 1595 <input type="checkbox"/> Small Entity Declaration				<input type="checkbox"/> Extension of time fee \$ _____ <input type="checkbox"/> Req-Corr Filing Receipt Fee \$ _____ <input type="checkbox"/> Issue fee/advance order \$ _____ <input checked="" type="checkbox"/> Other Fee \$ <u>130.00</u> <u>Petition</u>			
<input type="checkbox"/> PCT International Application Request Form <input type="checkbox"/> Specification _____ pages <input type="checkbox"/> Claims _____ pages <input type="checkbox"/> Abstract _____ pages <input type="checkbox"/> Drawings _____ pages				<input type="checkbox"/> Extension of time (____ mo.) <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 with _____ references <input checked="" type="checkbox"/> Amendment/Response <u>PETITION TO</u> <u>add INVENTOR.</u> <input type="checkbox"/> Issue Fee <input type="checkbox"/> Formal Drawings			
<input type="checkbox"/> Express Mail Certificate No. _____ <input checked="" type="checkbox"/> First Class Mail <input checked="" type="checkbox"/> Authorization to Charge Deposit Account No. 23-2415				<input checked="" type="checkbox"/> Other: <u>Transmittal Form, Supplemental</u> <u>Declaration, Statement of Inventor</u>			
Attorney Docket No. <u>22488-712</u> Attorney: <u>S. Chen</u>				Date Mailed. <u>10/22/2003</u> <u>ASSENT OF</u> <u>Assignee</u>			

Please stamp and return this postcard to confirm receipt of the above

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PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/003,035
		Filing Date	November 1, 2001
		First Named Inventor	Danher Wang
		Group/Art Unit	1648
		Examiner Name	LI, Bao Q.
Total Number of Pages in This Submission	8	Attorney Docket Number	22488-712

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form (Petition) <input checked="" type="checkbox"/> Fee Attached (\$130.00) <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Petition and Fee to Delete and/or Add to Original Erroneously Named or Not Named Inventors in Declaration – Nonprovisional Application Under 37 C.F.R. §1.48(a) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Assent of Assignee To Correction and/or Addition of Inventor <input checked="" type="checkbox"/> Supplemental Declaration <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px;">Statement of Inventor</div>
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	Shirley Chen, Ph.D., Reg. No.44,608, WILSON SONSINI GOODRICH & ROSATI		
Signature			
Date	October 22, 2003	Customer Number:	021971

### CERTIFICATE OF FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail on the date indicated below and addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:

Typed or printed name	Donna L. Hengst		
Signature		Date	October 22, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Danher Wang

Application No.: 10/003,035

Filed: November 1, 2001

For: Genetic Vaccine Against Human  
Immunodeficiency Virus

Confirmation No. 1240

Art Unit: 1648

Examiner: LI, Bao Q.

Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT, PETITION AND FEE TO DELETE AND/OR ADD TO ORIGINAL  
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*NOTE: "If the inventive entity is set forth in error in an executed § 1.63 oath or declaration in an application, other than a reissue application, and such error arose without any deceptive intention on the part of the person named as an inventor in error or on the part of the person who through error was not named as an inventor, the application may be amended to name only the actual inventor or inventors." 37 C.F.R. §1.48(a).*

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1. This amendment and petition is to correct the incorrect original naming of the inventor(s) in the declaration under 37 C.F.R. §1.48(a) as set forth and filed on April 24, 2002.
2. Addition and/or Deletion of Inventor(s)

*(check and complete all applicable items)*

- Add the following previously unnamed person(s) as inventor(s) of this application:  
Jianyun Dong

- Delete the following previously incorrectly named inventor(s):

3. Attachments  
Attached is

(a) A statement from:

*(check items below that apply)*

each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. §1.48(a)(1).

each person being deleted as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. §1.48(a)(2).

(b) a declaration by each of the actual inventor(s) as required by 37 C.F.R. §1.63 (or as permitted by §§1.42, 1.43, OR 1.47). 37 C.F.R. §1.48(a)(2).

(c) written assent of the assignee (if any of the original inventors executed an assignment). 37 C.F.R. §1.48(a)(4).

(d)

*(check the following item, if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed)*

Attached is an explanation of the facts, including the ownership of all the claim(s) being claimed in this application, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

4. Fee Payment (37 C.F.R. §1.17(i))

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Enclosed is a check for \$130.00.

Charge Account 23-2415 for any fee deficiency.

Charge Account 23-2415 the sum of \$130.00 (Attorney Docket No. 22488-712).

Respectfully submitted,

Date: Oct. 22, 2003 By:

  
Shirley Chen, Ph.D., Reg. No. 44,608

Wilson Sonsini Goodrich & Rosati  
650 Page Mill Road  
Palo Alto, CA 94304  
(650) 565-3856  
Customer No. 21971



Attorney Docket No. 22488-712

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Danher Wang  
Application No.: 10/003,035  
Filed: November 1, 2001  
For: Genetic Vaccine Against Human  
Immunodeficiency Virus

Group No.: 1645  
Examiner: Unassigned  
Confirmation No. 1240

Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ASSENT OF ASSIGNEE TO CORRECTION  
AND/OR ADDITION OF INVENTOR**

GenPhar, Inc.

871 Lowcountry Blvd., Mt. Pleasant, SC 29464

Address

GenPhar, Inc., assignee of the entire right, title and interest of the original named inventor in the above-identified patent application by virtue of the Assignment identified below and hereby consents to correct the inventorship of the above-identified patent application to include Jianyun Dong as an inventor.

Assignment

Recorded on: April 24, 2002  
Reel 012846  
Frame 0761

Recorded herewith

A separate "ASSIGNMENT" (DOCUMENT) COVER SHEET is attached.

*or*

FORM PTO 1595 is attached.

Assignee hereby assents to the correction of inventorship filed

herewith  
 on

Dated: 10/20/03

By: Steve Hutchinson

Name: Steve Hutchinson

Title: President



Attorney Docket No. 22488-712

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Danher Wang  
Application No.: 10/003,035  
Filed: November 1, 2001  
For: Genetic Vaccine Against Human  
Immunodeficiency Virus

Group No.: 1645  
Examiner: Unassigned  
Confirmation No.: 1240

Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT OF INVENTOR**

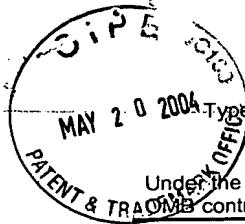
I, Jianyun Dong, declare that the following is true and correct:

1. I have worked as a professor at the Department of Microbiology and Immunology at the Medical University of South Carolina, Charleston (MUSC) since March of 1998. At the time when the invention that is described and claimed in patent application Serial No. 10/003,035 was made, I held the position of associate professor at the MUSC. Currently I hold the position of professor at the MUSC.
2. Upon my review of the specification and pending claims of the above-referenced patent application, it is my belief that I am an inventor of the invention claimed in the application.
3. The error in inventorship occurred due to an error of omission.
4. I believe that the omission of my name as an inventor in the above-referenced patent application was inadvertent and was not done with any deceptive intent.
5. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing therefrom.

Executed this 16 day of October, 2003.

Signature:

Typed Name: Jianyun Dong



Type a plus sign (+) inside this box



PTO/SB/04 (12-97)

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**SUPPLEMENTAL  
DECLARATION FOR UTILITY  
OR DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Attorney Docket Number	22488-712
First Named Inventor	Danher Wang
<b>COMPLETE IF KNOWN</b>	
Application Number	10/003,035
Filing Date	November 1, 2001
Group Art Unit	1645
Examiner Name	Unassigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**GENETIC VACCINE AGAINST HUMAN IMMUNODEFICIENCY VIRUS**

*(Title of the Invention)*

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY)

11/01/2001

as United States Application Number or PCT International

Application Number 10/003,035 and was amended on (MM/DD/YYYY)  (if applicable).

I hereby declare that the subject matter of the  attached amendment  amendment filed on  was part of my or our invention and was invented before the filing date of the original application, above identified for such invention.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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## DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of the application is not designated in the prior United States or PCT international application in the manner provided by the first paragraph of 31 U.S.C. 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
PCT/US01/18238 09/585,599	06/04/2001 06/02/2000	

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:  Customer Number 021971 → Place Customer Number Bar Code Label here

OR

Registered practitioner(s) name/registration number listed below

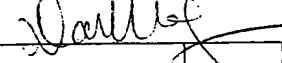
Name	Registration Number	Name	Registration Number

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to:  Customer Number 021971 OR  Correspondence address below

Name	Shirley Chen				
Address	Wilson Sonsini Goodrich & Rosati				
Address	650 Page Mill Road				
City	Palo Alto	State	CA	ZIP	94304
Country	U.S.	Telephone	650-493-9300		Fax 650-493-6811

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))		Family Name or Surname			
Danher		Wang			
Inventor's Signature					Date <span style="border: 1px solid black; padding: 2px;">10/16/03</span>
City:	Mt. Pleasant	State	SC	Country	US
Post Office Address	4201 Victory Pointe Drive				
City	Mt. Pleasant	State	SC	ZIP	29466
				Country	US

Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto:

Please type a plus sign (+) inside this box

+

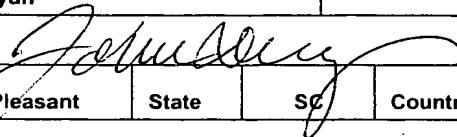
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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 1

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])			Family Name or Surname				
Jianyun			Dong				
Inventor's Signature						Date	10/16/03
Residence: City	Mt. Pleasant	State	SC	Country	US	Citizenship	USA
Post Office Address	4201 Victory Pointe Drive						
Post Office Address							
City	Mt. Pleasant	State	SC	ZIP	29466	Country	US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])			Family Name or Surname				
			Dong				
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])			Family Name or Surname				
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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